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SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-94679; File No. SR-PEARL-2022-03]

Self-Regulatory Organizations; MIAX PEARL LLC; Notice of Withdrawal of Proposed Rule Change to Amend the MIAX PEARL Options Fee Schedule to Adopt a Tiered-Pricing Structure for Certain Connectivity Fees

April 11, 2022.

On February 1, 2022, MIAX PEARL LLC ("MIAX Pearl" or "Exchange") filed with the Securities and Exchange Commission ("Commission"), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),[1] and Rule 19b-4 thereunder,[2] a proposed rule change to amend the MIAX Pearl Options Fee Schedule to adopt a tiered-pricing structure for certain connectivity fees.

The proposed rule change was immediately effective upon filing with the Commission pursuant to Section 19(b)(3)(A) of the Act.[3] On February 22, 2022, the proposed rule change was published for comment in the Federal Register and, pursuant to Section 19(b)(3)(C) of the Act,[4] the Commission: (1) temporarily suspended the proposed rule change; and (2) instituted proceedings under Section 19(b)(2)(B) of the Act[5] to determine whether to approve or

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[1]   15 U.S.C. 78s(b)(1).

[2]   17 CFR 240.19b-4.

[3]   15 U.S.C. 78s(b)(3)(A). A proposed rule change may take effect upon filing with the Commission if it is designated by the exchange as "establishing or changing a due, fee, or other charge imposed by the self-regulatory organization on any person, whether or not the person is a member of the self-regulatory organization." 15 U.S.C. 78s(b)(3)(A)(ii).

[4]   15 U.S.C. 78s(b)(3)(C).

[5]   15 U.S.C. 78s(b)(2)(B).

disapprove the proposed rule change.[6] On March 30, 2022, the Exchange withdrew the

proposed rule change (SR-PEARL-2022-03).

For the Commission, by the Division of Trading and Markets, pursuant to delegated

authority.[7]

J. Matthew DeLesDernier,
Assistant Secretary.
[FR Doc. 2022-08073 Filed: 4/14/2022 8:45 am; Publication Date: 4/15/2022]

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[6]   See Securities Exchange Act Release No. 94258 (February 15, 2022), 87 FR 9659.

[7]   17 CFR 200.30-3(a)(12).